## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION RECEIVED

2007 JAN 16 P 1:43

ANNYE J. THOMAS, c/o THE ESTATE OF LAKECIA Q. BROADNAX, DEBRA P. HACKETT, CLK U.S. DISTRICT COURT MIDDLE DISTRICT ALA

Plaintiff,

CASE NO.:-2:06-CV1091MHT

AUTO-OWNERS INSURANCE COMPANY,

Defendants.

## PLAINTIFF'S SHOW CAUSE RESPONSE AGAINST DISMISSAL FOR WANT OF PROSECUTION (FAILURE TO FILE RULE 26(F) REPORT)

COMES NOW The Plaintiff, by and through her undersigned counsel, and does hereby offers her Show Cause Response as to why this lawsuit should not be dismissed for want of prosecution (not filing Rule 26(f) report as required by Court Order (4). As grounds Plaintiff's counsel states the following:

The afore-mentioned Show Cause Order (4) failed to transmit, and has yet
To be received by this attorney.

WHEREFORE Premises Considered, the Plaintiff respectfully requests that this Honorable Court, based on the afore-mentioned reason, allow Plaintiff to Offer her Initial Disclosures, without leave of court.

**Respectfully Submitted:** on this the 16<sup>th</sup> day of January 2007.

Attorney for Plaintiff

## ADDRESS OF COUNSEL:

RODNEY N. CAFFEY ATTORNEY AT LAW Post Office Box 2012 Montgomery, AL 36102 Telephone: (334) 220-4310

## **CERTIFCATE OF SERVICE**

I hereby certify that on this 16<sup>th</sup> day of January 2007, I have served a copy of the Foregoing, upon the following by electronic mail:

Roger S. Morrow, Esq., & Joel H. Pearson, Esq. Morrow, Romine, & Pearson, P.C. 122 South Hull Street P.O. Box 4804 Montgomery, AL 36103-4804